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# PROCEEDINGS OF THE SEVENTH ANNUAL MEETING OF THE INSTITUTE.

## THE EDITORS.

The seventh annual meeting of the Institute of Criminal Law and Criminology occurred in Salt Lake City. All sessions were held in the Hotel Utah. At ten o'clock A. M. on August 16th the first session was called to order with the President, the Hon. Robert Ralston, of Philadelphia, in the chair. The first business in order was the report of the Secretary, Mr. Edwin A. Abbott of Philadelphia.

## REPORT OF THE SECRETARY.

To the President and Members of the American Institute of Criminal Law and Criminology:

"Gentlemen:—The Secretary herewith presents his annual report covering the period from October 23rd, 1914, up to and including August 1st, 1915. During the year just passed, the work of the Institute has been progressing slowly but surely. At the present time the membership is composed as follows:

	Nat.	S.M.L.	Mass.	Ill.	Wis.	Penna.	Total
Old Members.....	144	9	58	70	114	41	436
New Members.....	13	18	2	1	1	13	48
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Total.....	157	27	60	71	115	54	484
Grand Total Membership.....							484

"The Treasurer's Report will show a prompt payment of dues, and that a number of the delinquents have also balanced their accounts.

"Of the above membership in the National Society, there are 16 members in arrears for one year, and 21 members in arrears for a longer period, making a total of 37.

"The State Societies also show a proportionate delinquency.

"During the past year, we have had 12 resignations from the National Body, 9 from the Wisconsin Branch, and 2 from the Illinois Branch, and 3 of our members have died, making a total loss of 26 from the roll, but with the 48 additional members, we have a net gain of 22 for the year.

"Referring to the members deceased during the past year, the Secretary desires to call attention to the death of John Lisle,

Esq., of Philadelphia, who was Secretary of the Pennsylvania Branch, a member of the Executive Board of the National Institute, one of the Associate Editors of the Journal, and Chairman of Committee D on 'Classification and Definitions of Crimes.' Mr. Lisle was also a member of Committee IV. on 'State Societies and New Memberships,' and his loss is a severe one to the Institute.

"Professor Charles Richmond Henderson of Chicago, Illinois, a member of Committee F, 'Intermediate Sentence, Release on Parole, and Pardon,' and a contributor to the Journal and Associate Editor, and Charles F. Libbey, Esq., of Portland, Maine, were the other members who died during the year.

"Prior to the annual meeting, through the efforts of the Chairman of the Committee on 'Co-operation with other Organizations,' many delegates were appointed by the Governors of States, Mayors of Cities, and the Presidents of various organizations to attend our annual meeting here. Your Secretary has sent each a copy of the advance notices, and has endeavored to secure their co-operation and interest in our work."

This was followed by the report of the Treasurer and of the Business Manager of the JOURNAL of the Institute. The Treasurer's report showed a balance of \$201.13 on hand on July 30. To this \$48.00 was added up to August 16. Thereupon the President's address was read. This address may be found elsewhere in the present issue of this JOURNAL.

The reading of the President's address was followed by an address of welcome by Mayor Samuel C. Park of Salt Lake City.

The report of Committee A, on Employment and Compensation of Prisoners was then presented. This report, together with the discussion that it occasioned, is published elsewhere in the present number of the JOURNAL.

Committee B, on Insanity and Criminal Responsibility, submitted a brief report of progress and requested to be continued. This committee has already published several reports of its labors in this JOURNAL.

Committee C, on Judicial Probation and Suspended Sentence, had no report.

The institute has been extremely unfortunate in the recent death of Mr. John Lisle of Philadelphia, the chairman of Committee D, on Classification and Definition of Crimes. The readers of this JOURNAL will recall that in the July number we announced the death of Mr. Lisle from drowning, at Atlantic City. It is due to his untimely death that the committee had no report to offer.

The business of the first morning session was then completed

by the appointment of the nominating committee, consisting of Colonel McChesney of Illinois, Judge Norcross of Nevada, and Dr. W. Brown Ewing of Utah.

The Secretary and the Hon. Mr. Robinson of West Virginia, before adjournment of the morning session, made strong appeals for the support of the Institute and of its JOURNAL. Judge Robinson expressed his faith that the Institute is the best adjunct of the American Bar Association that has been organized so far.

Colonel MacChesney drew attention to the death of Mr. John Lisle and of Professor Charles Richmond Henderson of the University of Chicago, and requested that the Chair appoint a committee to draft suitable resolutions.

The session then adjourned.

The afternoon session opened at 2.00 o'clock, with President Ralston in the chair. The report of Committee F, on a Proposed Draft of a Code of Criminal Procedure, Judge Myers of Indiana, chairman, was called for, but no report was presented.

The Institute then heard the report of Committee F, on Indeterminate Sentence, Relief on Parole and Pardon, Mr. Edward Lindsey, of Pennsylvania, chairman. This report will be published entire in a subsequent issue of this JOURNAL.

The report of Committee G, on Crime and Immigration, Grace Abbott of Chicago, chairman, was then presented. The report may be found in full in the present issue.

The report of Committee H, on Sterilization of Criminals, Mr. Joel Hunter, chairman, of Chicago, was then presented. This is both a majority and a minority report, and may be found in a subsequent number.

Mr. Hart of New Orleans, then reported for the Committee on Co-operation with other Societies, and the Secretary read the report of the Committee on Translation of European Treatises on Criminal Science.

**REPORT OF COMMITTEE 2, TRANSLATION OF EUROPEAN TREATISES ON  
CRIMINAL SCIENCE.**

**1914-1915.**

To the President of the Institute:

Sir:-

Your undersigned Committee reports as follows:

At the close of last year, there remained two volumes, of the original nine, to be published in the Modern Criminal Science Series. During the present year neither of these has been published. The reason is the length of time that was necessary for the proper preparation of translation and editing.

*Ferri's volume on Criminal Sociology*, translated by John Lisle, has been in the hands of Mr. Smithers, member of the Committee for editorial revision for a year, and the revision will shortly be finished, and the book will immediately go to the compositor.

*Bonger's volume on Criminality and Economic Conditions* was finished by the translator four months ago, and is now under editorial revision by Mr. Lindsey. As soon as finished it will go to the compositor.

This will complete the Series.

As the Committee has not had any occasion either to meet or to take new measures, I make this report on behalf of the Committee, without submitting it to the other members.

The Committee, with profound regret, announces the death of Mr. John Lisle of Philadelphia, who had completed the translation of the Ferri volume, which had already been untimely interrupted in 1913 by the death of Joseph Kelly. Mr. Lisle's varied accomplishments and his zeal and industry have marked him as one of the rising scholars and thinkers of the American Bar. His loss will be deeply felt, not only in the work of this Committee, but in many other fields.

Respectfully submitted,

JOHN H. WIGMORE, Chairman.

A voluminous report on Criminal Statistics, Judge Ruppenthal of Kansas, Chairman, was then presented. Attention will be given to its publication later. The report of the Committee on Publications was then heard. The report follows:

REPORT OF THE COMMITTEE ON PUBLICATIONS.

To the President and Members of the American Institute of Criminal Law and Criminology.

Your Committee on Publications begs leave to submit the following report:

This Committee was appointed to arrange for the publication of Monograph Supplements of the Official Organ of this Institute, and to act as an Editorial Committee to prepare such manuscripts as may be deemed worthy for publication in the monograph series. The Committee was advised that the Institute must not be involved in any financial obligations as a result of the publication of monograph supplements. We have made an arrangement with Little, Brown & Co., of Boston, whereby they will publish such monographs as we recommend, and take full responsibility for the financial success of such publication. The authors of monographs receive a royalty of 10% on the first one thousand copies, and 12½% on additional sales. The monographs are to be attractively bound in cloth.

The first number in the series is now in press, and will be on the market early in the autumn.<sup>1</sup> Its title is "Pathological Lying Accusation and Swindling" by Dr. William Healy, Director of the Juvenile Psychopathic Institute, Chicago, Ill., and Mary Tenney Healy. Other manuscripts are now under consideration by your committee.

Respectfully submitted,  
ROBERT H. GAULT, Chairman.  
F. B. CROSSLEY,  
J. W. GARNER.

This report was followed by a lively discussion of the report of the Committee on Employment and Compensation of Prisoners, a discussion which had been postponed from the morning session. The gist of this discussion is appended to the report elsewhere in this number.

After the reading of communications from various other organizations, such as the American Social Hygiene Association and the American Statistical Association, requesting co-operation during the coming year, the Secretary announced the address of the evening by the Hon. Hamilton L. Carson, of Philadelphia, on the Early Development of the English Criminal Law.

The Institute then adjourned and resumed its business at 8:30 p. m., with President Ralston in the chair. At the opening of this session, Colonel MacChesney of Illinois, moved that the executive committee of the Institute be given authority to work out a method such as may be feasible under the postal regulations for rendering one bill for both Institute dues and the price of the JOURNAL. The motion was seconded and carried. On motion by Colonel MacChesney, it was also ordered that the Executive Committee be authorized to make a proper division of fees between the American Institute and the American Society of Military Law, which is a section of the Institute.

On motion by Colonel MacChesney, further, it was ordered that it be the sense of the meeting that the American Society of Military Law remain a section of the American Institute rather than that it become a section of the Bar Association.

On motion, it was further ordered that the recommendation of the President in his address with reference to the creation of uniform laws regarding the prevention of the sale of fire arms be referred to the Executive Committee, with the request that they consider the question

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1. Since the above report was written the monograph referred to has come from the press and it is now on sale.

of drafting a law, and as to whether or not the same might not be referred to the Conference Commissioners on Uniform State Laws.

The Chair then announced the appointment of Judge William N. Gemmill as a committee to draft resolutions on the death of Professor Charles R. Henderson and of Dean Lewis, of the University of Pennsylvania, as a committee to draft resolutions on the death of Mr. John Lisle.

The Hon. Hamilton L. Carson, of Philadelphia, then delivered his address on the Development of the English Criminal Law. This address will be published in the next number of this JOURNAL.

The report on the Committee on Nominations was then read and the Secretary was authorized to cast a ballot for the nominees. The officers elected are as follows:

*President:*

IRA E. ROBINSON, President Judge Supreme Court of Appeals of West Virginia, Grafton, W. Va.

*Vice-Presidents:*

HAMPTON L. CARSON, former Attorney General of Pennsylvania, 1520 Chestnut Street, Philadelphia, Pa.

H. C. STEVENS, M. D., Director of Psychopathic Laboratory, University of Chicago, Chicago, Ill.

THOMAS MOTT OSBORNE, Warden State Penitentiary, Ossining, N. Y.

FRANK H. NORCROSS, Chief Justice of the Supreme Court of Nevada, Carson City.

CHARLES A. DECOURCY, Justice of the Supreme Judicial Court of Massachusetts, Boston, Mass.

*Treasurer:*

BRONSON WINTHROP, 32 Liberty Street, New York, N. Y., of the New York Bar.

*Secretary:*

EDWIN M. ABBOTT, former member of the Legislature, and Chairman of State Commission on Amendment and Revision of Penal Laws, 1027-1028, Land Title Building, Philadelphia, Pa.

*Executive Board:*

FOR THE TERM EXPIRING 1916:

ARTHUR J. TODD, Professor of Sociology, University of Minnesota, Minneapolis, Minn.

WILLIAM HEALY, Director of the Juvenile Psychopathic Institute, Chicago, Ill.

EMMETT N. PARKER, Justice of the Supreme Court of Washington, Olympia, Wash.

EDWIN MULREADY, Commissioner of Probation, Court House, Boston, Mass.

FOR THE TERM EXPIRING 1917:

C. B. BIRD, Member of the Wisconsin Bar, Wausau, Wis.

EDWIN R. KEEDY, Professor of Law, University of Pennsylvania, Philadelphia, Pa.

EDWARD LINDSEY, Member of the American Anthropological Society and Pennsylvania Bar, Warren, Pa.

ROBERT J. STERRETT, Assistant United States District Attorney, Philadelphia, Pa.

FOR THE TERM EXPIRING 1918:

WILLIAM N. GEMMILL, Judge of the Municipal Court, Chicago, Ill.

H. E. GODDARD, Director of the Institute for Feeble Minded, Vineland, N. J.

WILLIAM A. WHITE, M. D., Superintendent of the Government Hospital for Insane, Washington, D. C.

KATHARINE B. DAVIS, Commissioner of Corrections, New York City.

*Ex-Officio:*

JOHN H. WIGMORE, Professor of Law in Northwestern University, 31 W. Lake Street, Chicago, Ill.

NATHAN WILLIAM MACCHESNEY, of the Chicago Bar; Commissioner on Uniform State Laws, 30 No. La Salle Street, Chicago, Ill.

JOHN B. WINSLOW, Chief Justice of the Supreme Court of Wisconsin, Madison, Wis.

ORRIN N. CARTER, Justice of the Supreme Court of Illinois, Chicago, Ill.

QUINCY A. MYERS, Justice of the Supreme Court of Indiana, Indianapolis, Ind.

ROBERT RALSTON, Justice of the Court of Common Pleas No. 5, of Philadelphia, Philadelphia, Pa.

FREDERIC B. CROSSLEY, Managing Director of the JOURNAL of the Institute, Librarian of the Elbert H. Gary Collection of Criminal Law and Criminology, Northwestern University Law School, 31 W. Lake Street, Chicago, Ill.

ROBERT H. GAULT, Managing Editor of the JOURNAL of the Institute, Associate Professor of Psychology in Northwestern University, Evanston, Ill.



The Honorable Ira E. Robinson, President Judge of the Supreme Court of Appeals of West Virginia, the newly elected President, was then introduced, and he spoke as follows: "I appreciate an honor of this kind, and yet I feel there is quite a responsibility that comes to men who take charge of an organization that is bent upon real service to humanity such as this organization has been promoting for the past few years. All I can say on assuming this duty is that I shall do, as I have made it a rule under the instructions of my good father for many years to do, the very best I can in whatever line promotes the welfare of the community.

I should like every person present who is not already informed about this organization to make some inquiry of the Secretary as to the purpose of this organization. It does not matter whether you are a member of the American Bar Association or not, nor whether you are a lawyer or not. If you are interested in constructively promoting the welfare of the race, we want you to look into the American Institute of Criminal Law and Criminology. Each one of you has some interest in prison reform and in advancement of whatever tends to the improvement of the conditions of the unfortunates who are dealt with by fining and by incarceration in the penitentiary. I believe this Institute can well afford to make an especial effort during the coming year, as has been done in the past, for an increase in membership, and I request that you at least get a copy of the JOURNAL before leaving. The administration of Judge Ralston has been a vigorous one, as I know, and I congratulate the Institute on his work."

On motion, it was then ordered that the Executive Committee be authorized to determine what subjects should be investigated by committees during the coming year.

The annual meeting was then adjourned.

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#### MEETING OF THE SOCIETY OF MILITARY LAW.

On August 17th, at 2:00 P. M., the Society of Military Law met in the Hotel Utah, with President Robert Ralston in the chair.

It had been expected that General Crowder, Judge Advocate of the United States Army, of Washington, would be present to preside. He sent a letter, however, saying that he was unavoidably detained at Washington and consequently could not be present.

President Ralston then introduced Colonel Nathan William MacChesney, Judge Advocate of the State of Illinois, who delivered an address, which will be published in the next number of this JOURNAL.

After the reading of this paper, there being no further business, the meeting adjourned.